

OFFICIALS
Joe Stear, Mayor
Greg McPherson, Council President
Chris Bruce, Council Member
Matt Biggs, Council Member
John Laraway, Council Member



CITY OF KUNA
Kuna City Hall Council Chamber, 751 W 4th Street, Kuna, Idaho 83634

City Council Meeting
AGENDA
Tuesday, January 17, 2023

6:00 P.M. REGULAR CITY COUNCIL

For questions, please call the Kuna City Clerk's Office at (208) 387-7726.

ALL ITEMS ON THE KUNA CITY COUNCIL AGENDA ARE CONSIDERED ACTION ITEMS UNLESS OTHERWISE INSTRUCTED BY THE CITY COUNCIL.

1. Call to Order and Roll Call

2. Invocation

3. Pledge of Allegiance: Mayor Stear

4. Consent Agenda: ACTION ITEMS

All items listed under the Consent Agenda are considered to be routine and are acted on with one motion by the City Council. There will be no separate discussion on these items unless the Mayor, Council Member, or City Staff requests an item to be removed from the Consent Agenda for discussion. Items removed from the Consent Agenda will be placed on the Regular Agenda under Business or as instructed by the City Council.

A. Regular City Council Meeting Minutes Dated January 03, 2023

B. Accounts Payable Dated January 12, 2023, in the amount of \$491,305.67

C. Final Plat

1. Case No. 22-15-FP (Final Plat) Rising Sun (FKA Rising Sun Commons) Subdivision No. 3
2. Case No. 22-14-FP (Final Plat) Paloma Ridge No. 3

D. Findings of Fact Conclusion of Law

1. Beltzarock Case Nos. 22-01-CPM, 22-02-ZC, and 22-02-S
2. Beltzarock Case No. 22-06-S (Pre-Plat)

NOTICE: Copies of all agenda materials are available for public review in the Office of the City Clerk. Persons who have questions concerning any agenda item may call the City Clerk's Office at (208) 387-7726. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at 387-7726 at least forty-eight (48) hours prior to the meeting to allow the City to make reasonable arrangements to ensure accessibility to this meeting.

E. Resolutions

1. Resolution R07-2023

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO ACCEPTING THE FIBER OPTIC CABLE AND CONDUIT EASEMENT FROM THE KUNA SCHOOL DISTRICT, AN IDAHO SCHOOL DISTRICT.

2. Resolution R08-2023

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE “KUNA-VEOLIA WATER SERVICE AREA AGREEMENT BOUNDARY ZONE ADJUSTMENT” WITH VEOLIA WATER IDAHO, INC; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE.

5. External Reports:

A. Kuna School District Bond Discussion. Danielle Horras, Kuna School District

6. Public Hearings:

Public Hearing Process: Items begin with the presentation of the project by staff for up to 15 minutes. The applicant is then allowed 10 minutes to present their project. Members of the public are allowed up to 3 minutes each, to address City Council with testimony restricted to the matter at hand. After all public testimony, the applicant is allowed 5 minutes for rebuttal.

City Council members may ask questions throughout the public hearing process.

Once the public hearing is closed, no further testimony or comments are heard.

City Council may move to continue the application to a future meeting or approve or deny the application.

A. Consideration to approve Case No. 22-04-CPF (Combo Plat) for Single Lot Subdivision. New Beginnings Housing, LLC requests Combination Plat approval to combine 150 and 200 N Sailer Avenue (APNs: R5672431260, R5672431280) into single parcel; Section 24, Township 2 North, Range 1 West. Jessica Reid, Associate Planner **ACTION ITEM**

Open Public Hearing

Receive evidence

Consideration to close evidence presentation and proceed to deliberation

7. Business Items:

A. Case No. 22-07-TE (Final Plat Time Extension) Gran Prado Subdivision No. 3. Applicant requests Time Extension for the Gran Prado Subdivision No. 3 Final Plat (APNs: R0967660159, S1234142351): Section 34, Township 3 North, Range 1 West. Jessica Reid, Associate Planner **ACTION ITEM**

- B.** Consideration to approve Case No. 22-01-OA (Ordinance Amendment) – Stopping Standing or Parking. Ordinance 2023-04. Doug Hanson, Planning and Zoning Director **ACTION ITEM**

A MUNICIPAL ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- AMENDING SECTION 5, CHAPTER 2, TITLE 11 OF KUNA CITY CODE DEFINITIONS ADDING ACRONYM “GVWR”; AND MAKING TECHNICAL CHANGES TO THE “HIGHWAY” DEFINITION; AND
- AMENDING SECTION 9, CHAPTER 2, TITLE 11 OF KUNA CITY CODE AMENDING THE REGULATIONS FOR THE PARKING OF COMMERCIAL VEHICLES, RECREATIONAL VEHICLES, AND TRAILERS; AND
- PROVIDING A SEVERABILITY CLAUSE; AND
- DIRECTING THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

*Consideration to waive three readings
Consideration to approve Ordinance*

- C.** Consideration to approve Alcohol Beverage License Application for Crash Coyote LLC DBA Picology. Chris Engels, City Clerk **ACTION ITEM**
- D.** Consideration to approving a streaming option for City Council Meetings. Chris Bruce, Kuna City Council Member. **ACTION ITEM**
- E.** Consideration to approve Prusik Construction LLC as the apparent low bidder General Contractor for the Kuna Police Station for materials and labor for construction of the facility, including the building, secured parking, landscaping and shop. Chris Engels, City Clerk **ACTION ITEM**
- F.** Consideration to approve \$1,467,249.00 for the construction of the Kuna Police Station. Chris Engels, City Clerk **ACTION ITEM**
- G.** Consideration to approve \$30,000.00 for furniture for the Kuna Police Station. Chris Engels, City Clerk **ACTION ITEM**
- H.** Consideration to approve \$63,478.33 for ACSO/Ada County connectivity and equipment for security for the Kuna Police Station. Chris Engels, City Clerk **ACTION ITEM**
- I.** Consideration to approve \$9,120.00 for ACSO/Ada County connectivity and equipment for interview rooms for the Kuna Police Station. Chris Engels, City Clerk **ACTION ITEM**

J. Consideration to approve \$440,174.70 for the Kuna Police Station for contingency if any required/necessary change orders or overruns occur. Any contingency items will be brought to City Council for ratification. Contingency will allow the project to continue to move forward without delays of waiting for meeting dates. Any contingency use will require agreement from the team with ratification from City Council. Chris Engels, City Clerk **ACTION ITEM**

K. Discussion and direction for staff for Federal Grant for the possible SH69 Extension and railroad over pass for engineering and design with potential at grade crossing closure. Chris Engels, City Clerk **ACTION ITEM**

L. Update on Zamzows Park, Bobby Withrow, Parks/Facilities Director **DISCUSSION ITEM**

8. Ordinances:

A. Consideration to approve Ordinance 2023-01 **ACTION ITEM**

A MUNICIPAL ANNEXATION AND ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS AND DECLARATION OF AUTHORITY; AND
- ANNEXING CERTAIN REAL PROPERTIES, TO WIT: AVALON ORCHARD TRACTS AMENDED BLOCK 2, LOT 5 OWNED BY ALVINA UNSER WITHIN UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, INTO THE CITY OF KUNA, IDAHO; AND
- ESTABLISHING THE ZONING CLASSIFICATIONS OF SAID REAL PROPERTIES; AND
- DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings
Consideration to approve Ordinance

B. Consideration to approve Ordinance 2023-02 **ACTION ITEM**

A MUNICIPAL ANNEXATION AND ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS AND DECLARATION OF AUTHORITY; AND
- ANNEXING CERTAIN REAL PROPERTIES, TO WIT: LAMP DISTRICT OWNED BY JAPETH, LLC, AND MIRIAM, LLC, WITHIN UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, INTO THE CITY OF KUNA, IDAHO; AND
- ESTABLISHING THE ZONING CLASSIFICATIONS OF SAID REAL PROPERTIES; AND
- DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings
Consideration to approve Ordinance

C. Consideration to approve Ordinance 2023-03 **ACTION ITEM**

A MUNICIPAL REZONE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS; AND
- REZONING CERTAIN REAL PROPERTY, TO WIT: LAMP DISTRICT OWNED BY JAPETH, LLC, SITUATED WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF KUNA, ADA COUNTY, IDAHO; AND
- AMENDING THE ZONING MAP; AND
- DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings
Consideration to approve Ordinance

D. Consideration to approve Ordinance 2023-05 **ACTION ITEM**

AN ORDINANCE OF THE CITY COUNCIL OF KUNA, IDAHO,

- MAKING CERTAIN FINDINGS;
- GRANTING TO INTERMOUNTAIN GAS COMPANY A THIRTY (30) YEAR EXTENSION TO ITS FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE A GAS TRANSMISSION AND DISTRIBUTION SYSTEM;
- PROVIDING FOR THE USE OF STREETS AND ALLEYS, AND RULES GOVERNING THE SAME, SUBJECTING THE GRANTEE TO ALL POWERS OF THE CITY;
- SETTING FORTH THE RULES OF THE FRANCHISE AND GRANT;
- PROVIDING FOR THE RIGHT OF INSPECTION BY THE CITY OF GRANTEE'S RECORDS NECESSARY TO VERIFY THE ACCURACY OF FRANCHISE FEE PAYMENTS;
- REQUIRING GRANTEE TO FURNISH CERTAIN MAPS;
- SETTING FORTH A THREE PERCENT (3%) FRANCHISE FEE AND QUARTERLY PAYMENTS TO THE CITY, AND THE FILING OF QUARTERLY REPORTS WITH THE CITY;
- REQUIRING GRANTEE TO INDEMNIFY CITY, AND FILE EVIDENCE OF INSURANCE;
- REQUIRING COMPLIANCE WITH SAFETY REGULATIONS;

- SETTING FORTH AN AGREEMENT NOT TO COMPETE, RESERVING POWER OF EMINENT DOMAIN;
- PROVIDING FOR SURRENDER OF FRANCHISE AND GRANTING RIGHT TO SALVAGE;
- REQUIRING WRITTEN ACCEPTANCE AND CONSENT;
- PROVIDING FOR CONSENT TO SALE, ASSIGNMENT OR LEASE;
- PROVIDING FOR PAYMENT OF PUBLICATION COSTS;
- SETTING FORTH PENALTIES AND FORFEITURES, SEPARABILITY AND REPEAL;
- DIRECTING THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings

Consideration to approve Ordinance

Consideration to approve Summary Ordinance Publication

9. Executive Session:

- A. Executive Session 74-206 (1) (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student. **ACTION ITEM**

9. Mayor/Council Announcements:

10. Adjournment: